

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CITIZENS FOR CONSUMER JUSTICE,
COLORADO PROGRESSIVE COALITION,
CONGRESS OF CALIFORNIA SENIORS,
FLORIDA ALLIANCE FOR RETIRED
AMERICANS, HEALTH CARE FOR ALL, INC.
MASSACHUSETTS SENIOR ACTION
COUNCIL, MASSPIRG, MINNESOTA SENIOR
FEDERATION, NEW JERSEY CITIZEN
ACTION, NEW YORK STATE WIDE SENIOR
ACTION COUNCIL, PENNSYLVANIA
ALLIANCE FOR RETIRED AMERICANS,
VERMONT PUBLIC INTEREST RESEARCH
GROUP, WEST VIRGINIA CITIZEN ACTION,
and WISCONSIN CITIZEN ACTION,

Case No.
01-12257PBS

Plaintiffs,

v.

ABBOTT LABORATORIES, INC., ALLERGAN
WORLDWIDE, ALPHA THERAPEUTIC
CORP., AMERICAN BIOSCIENCE, INC.,
AMERICAN HOME PRODUCTS, AMGEN
INC., ASTRazeneca US, AVENTIS
PHARMA, BAYER AG, BAXTER
INTERNATIONAL, INC., BRISTOL-MYERS
SQUIBB CO., CHIRON, FUGISAWA
HEALTHCARE, INC., GLAXOSMITHKLINE,
PLC, GENsIA SICOR PHARMACEUTICALS,
INC., GLAXO WELLCOME, INC., GLAXO
WELLCOME, PLC, IMMUNEX CORP., ICN
PHARMACEUTICALS, INC., HOESCHT
MARION ROUSSEL, INC., ELI LILLY AND
COMPANY, ONCOLOGY THERAPEUTICS
NETWORK, CORP., PHARMACIA CORP.,
SCHERING-PLough, CORP., SICOR, INC.,
SMITHKLINE BEECHAM CORPORATION,
TAKEDA CHEMICAL INDUSTRIES LTD., TAP
PHARMACEUTICAL PRODUCTS, INC., AND
JOHN DOES 1 – 200,

Defendants.

JOINT STIPULATION TO EXTEND TIME

Plaintiffs Citizens for Consumer Justice, Colorado Progressive Coalition, Congress of California Seniors, Florida Alliance For Retired Americans, Health Care for All, Inc. Massachusetts Senior Action Council, Masspirg, Minnesota Senior Federation, New Jersey Citizen Action, New York State Wide Senior Action Council, Pennsylvania Alliance for Retired Americans, Vermont Public Interest Research Group, West Virginia Citizen Action, and Wisconsin Citizen Action (collectively, "Plaintiffs") and Defendant Aventis Pharma¹ ("Aventis") hereby stipulate and agree as follows:

- (1) On December 19, 2001, Plaintiffs filed their Class Action Complaint;
- (2) Plaintiffs have effected service of the Class Action Complaint and Summons upon Aventis pursuant to Fed. R. Civ. P. 4;
- (3) Aventis shall have until March 21, 2002, to file responsive pleadings or motions to Plaintiffs' Class Action Complaint, or any amendment thereto served prior to March 1, 2002;
- (4) This stipulation, submitted through counsel for the parties, shall not serve as a waiver of Aventis' rights to file responsive pleadings or motions after March 21, 2002, in the event that Plaintiffs file and serve an amended Class Action Complaint after March 1, 2002; and
- (5) This stipulation, submitted through counsel for the parties, shall not serve as a waiver of any defense or response to any matter now, or hereafter to be, asserted by Plaintiffs, with the exceptions of insufficiency of process (Fed. R. Civ. P. 12(b)(4)) and insufficiency of service of process (Fed. R. Civ. P. 12(b)(5)).

¹ Hoescht Marion Roussel, Inc., which is named separately as a defendant in the Complaint, is a predecessor to Aventis.

Respectfully submitted,

CITIZENS FOR CONSUMER JUSTICE,
COLORADO PROGRESSIVE COALITION,
CONGRESS OF CALIFORNIA SENIORS,
FLORIDA ALLIANCE FOR RETIRED AMERICANS,
HEALTH CARE FOR ALL, INC.,
MASSACHUSETTS SENIOR ACTION COUNCIL,
MASSPIRG, MINNESOTA SENIOR FEDERATION,
NEW JERSEY CITIZEN ACTION, NEW YORK
STATE WIDE SENIOR ACTION COUNCIL,
PENNSYLVANIA ALLIANCE FOR RETIRED
AMERICANS, VERMONT PUBLIC INTEREST
RESEARCH GROUP, WEST VIRGINIA CITIZEN
ACTION, and WISCONSIN CITIZEN ACTION

By their counsel,



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DATED: February 13, 2002

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the aforementioned Stipulation to Extend Time was served on February 13, 2002 via first class mail, postage prepaid on all counsel of record as of the same date.


Jeanne E. Demers